

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 683 - SB 1088

March 11, 2019

SUMMARY OF ORIGINAL BILL: Removes requirement that retail food store licensees and retail package store licensees present their certificates of compliance from the local government to the Alcoholic Beverage Commission (ABC) at the time of licensure renewal.

Requires that the training pursuant to the Responsible Vendor Training Program be annual and at least one hour in length and that each retail food store licensee and retail package store licensee provide an annual report to the ABC regarding the total number and the name of each certified clerk under its employ.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (005335): Adds language to the original bill establishing that a certificate issued to a retail package store licensee or retail food store licensee by a local government remains valid unless there is a change of ownership or location. If either of these events occurs, a new certificate must be obtained prior to licensure renewal. Changes the effective date from upon becoming law to August 1, 2019.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- Pursuant to Tenn. Code Ann. § 57-3-213(d), a licensee's annual application for license renewal must be accompanied by a certificate of compliance from the local government, but only every other year. Such certificate is required pursuant to Tenn. Code Ann. § 57-3-208.
- While the proposed legislation removes the requirement that license renewal applications be accompanied by certificates every other year, it does not remove the requirement that such certificates must be obtained by the local government as a condition precedent to the issuance of a license.

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- It is estimated that the proposed changes will not significantly impact the number of licensees or alcoholic beverage sales in Tennessee nor will it significantly impact local government expenditures or revenue.
- Currently, all certified clerks are required to attend at least one annual meeting at which updated information prescribed by the ABC is to be disseminated. Further, each licensee is required to pay an annual fee to the ABC based on the number of certified clerks employed by the licensee.
- Requiring annual training of at least one hour in length will not impact the number of certified clerks or total ABC fee collection. ABC is not responsible for covering any training expenses.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

/jdb